

## Introduced by Senator Denham

February 16, 2005

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An act to amend Section 24045.16 of the Business and Professions Code, relating to alcoholic beverages.

## LEGISLATIVE COUNSEL'S DIGEST

SB 344, as introduced, Denham. Alcoholic beverages: on-sale license.

The Alcoholic Beverage Control Act provides for the issuance of on-sale general licenses and of various special or temporary licenses. Existing law authorizes the issuance of an on-sale general bona fide public eating place license to any nonprofit charitable arts trust that meets specified conditions.

This bill would make technical, nonsubstantive changes to this provision.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 24045.16 of the Business and  
2 Professions Code is amended to read:  
3 24045.16. Notwithstanding any other provision of this  
4 division, the department may issue an on-sale general bona fide  
5 public eating place license, as defined by Section 23038, to any  
6 nonprofit charitable arts trust that is exempt from the payment of  
7 income taxes under Section 501(c)(3) of the Internal Revenue  
8 Code of 1986, as amended. For the purposes of this section, "arts  
9 trust" means an entity devoted to the arts and humanities ~~which~~  
10 *that* operates two or more museums, one of which is located on a

1 site of at least 100 acres, and is within a facility of not less than  
2 450,000 square feet in the County of Los Angeles.

3 An arts trust holding a license under this section may, subject  
4 to Section 25631, sell and serve alcoholic beverages to the  
5 public. In addition, a licensee under this section may, subject to  
6 Section 25631, directly or indirectly, give or furnish alcoholic  
7 beverages to persons at events for consumption on the premises.  
8 ~~A premises~~ *Premises* licensed pursuant to this section shall not  
9 be entitled to a caterer's permit pursuant to Section 23399, and  
10 shall not be entitled to exercise any off-sale privileges pursuant  
11 to Section 23401.

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